

Message

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**From:** daw, harry [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E20E21F14B4144EFBEE0A8C0C5641B9C-HDAW]  
**Sent:** 5/9/2018 3:31:04 PM  
**To:** Harner, Walter [wharner@pa.gov]  
**Subject:** PCBs Heads-Up

Walt,

We were asked to provide a briefing paper to our Regional Administrator about the Beneficial Re-use and PCB issue. Apparently, he plans to bring this up during a conversation I'm told he will have with your Secretary today. Thought you'd like to know.

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**From:** Harner, Walter [mailto:wharner@pa.gov]  
**Sent:** Thursday, March 15, 2018 3:50 PM  
**To:** daw, harry <daw.harry@epa.gov>  
**Cc:** Tarquino Morris, Ali <altarquino@pa.gov>  
**Subject:** RE: E-mail to Walt - PCBs

How about Monday at 8:30?

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**From:** daw, harry [mailto:daw.harry@epa.gov]  
**Sent:** Thursday, March 15, 2018 3:20 PM  
**To:** Harner, Walter <wharner@pa.gov>  
**Subject:** RE: E-mail to Walt - PCBs

Walt,

Hope all is well.

DO you have time to take today, tomorrow or Monday about the beneficial use issue. I want to give you a heads up on our status. Let me know when it would be convenient for me to call.

Thx

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**From:** Harner, Walter [mailto:wharner@pa.gov]  
**Sent:** Wednesday, December 13, 2017 8:06 AM  
**To:** daw, harry <daw.harry@epa.gov>  
**Cc:** Pratt, Stacie <Pratt.Stacie@epa.gov>; Bunker, Kelly <Bunker.Kelly@epa.gov>; Jamieson, Cheryl <Jamieson.Cheryl@epa.gov>; Tarquino Morris, Ali <altarquino@pa.gov>  
**Subject:** RE: E-mail to Walt - PCBs

Harry,

We are still working on the Management of Fill Policy with a revised completion date of spring 2018.

# Deliberative Process / Ex. 5

# Deliberative Process / Ex. 5

Walt Harner | Director

Department of Environmental Protection | Bureau of Waste Management

Rachel Carson State Office Building

400 Market St. | Hbg PA 17101

Phone: 717.787.9870 | Fax: 717.787.1904

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**From:** daw, harry [<mailto:daw.harry@epa.gov>]

**Sent:** Tuesday, December 12, 2017 5:21 PM

**To:** Harner, Walter <[wharner@pa.gov](mailto:wharner@pa.gov)>

**Cc:** Pratt, Stacie <[Pratt.Stacie@epa.gov](mailto:Pratt.Stacie@epa.gov)>; Bunker, Kelly <[Bunker.Kelly@epa.gov](mailto:Bunker.Kelly@epa.gov)>; Jamieson, Cheryl <[Jamieson.Cheryl@epa.gov](mailto:Jamieson.Cheryl@epa.gov)>

**Subject:** RE: E-mail to Walt - PCBs

Walt,

I hope this holiday season finds you well.

It's been awhile since our last communication and I'm just checking in to determine whether PA DEP modified the language for its Clean fill policy and Beneficial Reuse Permits yet? We were unsure whether the end of the year meant calendar or fiscal year. If you have done so can you send us the revised documents? Thanks much.

Sincerely,

Harry T. Daw

Associate Division Director

Land and Chemicals Division

Office of Toxics and Pesticides

U.S. Environmental Protection Agency – Region III

1650 Arch Street – Mailcode 3LC40

Philadelphia, PA 19103-2029

215-814-3244 – Office

267-639-0913-Cell

[daw.harry@epa.gov](mailto:daw.harry@epa.gov)

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**From:** Harner, Walter [<mailto:wharner@pa.gov>]

**Sent:** Monday, March 27, 2017 2:30 PM

**To:** daw, harry <[daw.harry@epa.gov](mailto:daw.harry@epa.gov)>

**Cc:** Tarquino Morris, Ali <[altarquino@pa.gov](mailto:altarquino@pa.gov)>; Bunker, Kelly <[Bunker.Kelly@epa.gov](mailto:Bunker.Kelly@epa.gov)>; Pratt, Stacie <[Pratt.Stacie@epa.gov](mailto:Pratt.Stacie@epa.gov)>; Jamieson, Cheryl <[Jamieson.Cheryl@epa.gov](mailto:Jamieson.Cheryl@epa.gov)>

**Subject:** RE: E-mail to Walt - PCBs

Harry,

With regard to your question about how long the process will take to apply the language to the permit and policy, we will be modifying form FP-001 now that we have the resource account information. Our goal for the Management of Fill Policy (MoFP) is to have it published as draft in the PA Bulletin in the 4<sup>th</sup> quarter of this year, at which time we will amend it to address the TSCA issue. Amendments to the 096 permit are in our queue of permit amendments and the goal is to have a draft ready for public comment in a month or two.

# Deliberative Process / Ex. 5

**Walt Harner** | Director  
Department of Environmental Protection | Bureau of Waste Management  
Rachel Carson State Office Building  
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**From:** daw, harry [<mailto:daw.harry@epa.gov>]  
**Sent:** Monday, March 27, 2017 11:53 AM  
**To:** Harner, Walter <[wharner@pa.gov](mailto:wharner@pa.gov)>  
**Cc:** Tarquino Morris, Ali <[altarquino@pa.gov](mailto:altarquino@pa.gov)>; Bunker, Kelly <[Bunker.Kelly@epa.gov](mailto:Bunker.Kelly@epa.gov)>; Pratt, Stacie <[Pratt.Stacie@epa.gov](mailto:Pratt.Stacie@epa.gov)>; Jamieson, Cheryl <[jamieson.Cheryl@epa.gov](mailto:jamieson.Cheryl@epa.gov)>  
**Subject:** FW: E-mail to Walt - PCBs

Walt,

Below you will find some suggested language for footnotes for use in the beneficial use permit and the clean fill policies:

Beneficial Use Policy Language:

# Deliberative Process / Ex. 5

Clean Fill Policy Language:

# Deliberative Process / Ex. 5

Could you give us an idea of the how long the process will take before this language becomes finalized in the permit and policy? Also, once these documents are final, could you also provide us a copy?

# Deliberative Process / Ex. 5

Sincerely,

Harry T. Daw, Associate Division Director  
Land and Chemicals Division  
Office of Toxics and Pesticides [3LC40]  
U.S. Environmental Protection Agency - Region 3  
1650 Arch Street  
Philadelphia, PA 19103-2029  
215-814-3244 - Office  
267-639-0913 - Mobile  
[daw.harry@epa.gov](mailto:daw.harry@epa.gov)

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**From:** Pratt, Stacie  
**Sent:** Friday, March 24, 2017 5:06 PM  
**To:** daw, harry <[daw.harry@epa.gov](mailto:daw.harry@epa.gov)>  
**Cc:** Bunker, Kelly <[Bunker.Kelly@epa.gov](mailto:Bunker.Kelly@epa.gov)>; Jamieson, Cheryl <[Jamieson.Cheryl@epa.gov](mailto:Jamieson.Cheryl@epa.gov)>  
**Subject:** Re: E-mail to Walt - PCBs

Hi Harry. For the sake of efficiency, I pulled together all the language from Kelly for the email to Walt. As mentioned, please cc Ali as well.

Please see below.

Thanks!

Hi Harry. Could you please send the following e-mail to Walt at PADEP? I believe that Ali from PADEP has also been cced on messages. Her e-mail is this: [altarquino@pa.gov](mailto:altarquino@pa.gov)

Thanks.

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Hi Walt. As discussed, here is some suggested language for the beneficial use permit and the clean fill policy. Could you give us an idea of the how long the process will take before this language becomes finalized in the permit and policy? Also, once these documents are final, could you also provide us a copy?

# Deliberative Process / Ex. 5

Thanks in advance.

Beneficial Use Policy Language:

**Deliberative Process / Ex. 5**

Clean Fill Policy Language:

**Deliberative Process / Ex. 5**

Stacie Pratt, Branch Chief  
Toxics Program Branch – 3LC41  
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